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February 11, 2008

VIA E-FILING AND HAND DELIVERY

The Honorable Sandra B. Armstrong
United States District Court
Northern District of California
1301 Clay Street
Suite 400 S
Oakland, CA 94612-5212

Re: *Mohanty v. BigBand Networks, Inc.*, No. C 07-5101-SBA

Dear Judge Armstrong:

We represent BigBand Networks, Inc., and the individual defendants in the above-captioned matter, the first-filed of eight securities class actions against BigBand now pending in the Northern District of California. We are writing to update the Court on related proceedings before Judge Breyer in one of the later-filed actions, and to inquire concerning the status of BigBand's pending Administrative Motion to relate the action before Judge Breyer to this earlier-filed action. As explained below, BigBand's Administrative Motion was not opposed by the January 8, 2008 deadline.

Background

In October and November 2007, eight class action lawsuits (one of which was voluntarily dismissed) were filed in the Northern District of California against BigBand and other defendants. The cases allege that the defendants issued false and misleading statements in the prospectus for BigBand's March 2007 initial public offering and thereafter. *Mohanty* is the first-filed case. Consequently, a proposed order consolidating the cases and agreeing that they should be deemed related was filed with the Court. *Mohanty*, Doc. No. 11. The parties in the various class actions pending before other judges in this District have filed stipulations in those cases rescheduling the status conferences pending this Court's consideration of the proposed consolidation stipulation as well as the two motions for consolidation that were filed December 3, 2007. *Mohanty* Doc. Nos. 12, 15; *see also Mohanty* Doc. No. 33.

A ninth similar class action was filed on December 3, 2007 in the California Superior Court for San Francisco County. *Wiltjer v. BigBand Networks, Inc.*, Case No. C 08-0022-CRB. The *Wiltjer* case was removed to the federal district court on January 2, 2008. Because the *Wiltjer* action asserts the same claims as *Mohanty*, defendants filed an Administrative Motion pursuant to Local Rules 3-12 and 7-11 seeking to have the *Wiltjer* case deemed related to *Mohanty* and transferred to this Court. Plaintiffs in *Wiltjer* did not oppose the Administrative Motion -- any opposition was due

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January 8, 2008. *See* Civ. L.R. 7-11(b). The Administrative Motion is therefore under submission with this Court. *See* Civ. L.R. 7-11(c). The *Wiltjer* action is now before Judge Breyer.

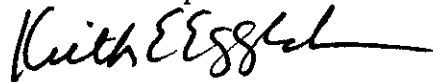
The Pending Remand Motion

On January 18, plaintiff filed a motion to remand *Wiltjer* to state court. On January 28, defendants sought a short extension of the time to oppose the motion to remand, in part anticipating that the *Wiltjer* case might be deemed related and moved to this Court. *Wiltjer* Doc. Nos. 17, 19. Judge Breyer granted that request. *Wiltjer* Doc. No. 20. On February 8, defendants filed their opposition to the motion to remand with Judge Breyer because the *Wiltjer* case had not been related to *Mohanty*. The motion to remand is scheduled for argument before Judge Breyer on February 22. If the Administrative Motion to relate *Wiltjer* to *Mohanty* is granted, the motion would be renoticed before this Court. *See* Civ. L.R. 3-12(g).

We intended to bring these events to the Court's attention at the Case Management Conference originally scheduled for February 5. Because that Conference was cancelled, we are writing to inquire about the status of the pending Administrative Motion. We can be available at the Court's convenience to discuss these matters. Thank you.

Respectfully submitted,

WILSON SONSINI GOODRICH & ROSATI
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Keith E. Eggleton

cc: Attached distribution list

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